

ABSTRACT

Public Servants – Revenue Department – Allegation of corruption against Sri M.S.Venkata Prasad, S/o. Late M.S.Satyanarayana Rao, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District – Trapped by the Anti-Corruption Bureau Officials on 02-07-2009 – Sanction of Prosecution – Orders – Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No. 397

Dated:06-05-2010.

**** ** ***

ORDER:

Whereas, Sri M.S.Venkata Prasad, S/o. Late M.S.Satyanarayana Rao worked as Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District from 01-05-2008 to 02-07-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it was alleged that on 01-07-2009 at 10:00 hours, the complainant Sri G.Adeppa, S/o. Late G.Narayana, Aged:28 years, Bommalatapalli Village, Bukkarayasamudram Mandal, Anantapur District came to the Office of the Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur Range, Anantapur and gave a Telugu written complaint against Sri M.S.Venkata Prasad, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District. In his complaint, he stated that he is native of Bommalatapalli Village. His father Sri G.Narayana expired in October, 2008 due to ill health. He met the Village's Village Revenue Officer Sri M.S.Venkata Prasad in the Office of the Tahsildar, Bukkarayasamudram Mandal on 27-06-2009 for getting the pattadar pass book of four acres of agricultural land in their Village in the name of his mother Smt.G.Laxmamma and for want of family members certificate, the Village Revenue Officer asked him to bring the application for family members certificate, the claim form for the change of the name in the pattadar pass book and the pattadar pass book which stand in the name of his father, after getting the signature of the Tahsildar, Bukkarayasamudram Mandal.

Contd..P-2

Accordingly, he tagged all the records to his application and gave it to the Tahsildar, Bukkarayasamudram Mandal. On 27-06-2009, he took the signature of the Tahsildar, Bukkarayasamudram Mandal on his application and gave it to Sri M.S.Venkata Prasad, Village Revenue Officer, immediately, enclosing relevant records. On 30-06-2009 at about 11:00 A.M., he met the Village Revenue Officer Sri M.S.Venkata Prasad in the Office of the Tahsildar, Bukkarayasamudram Mandal and enquired him about his family members certificate and the pattadar pass book of his mother Smt.G.Laxmamma, for which the Village Revenue Officer Sri M.S.Venkata Prasad demanded him Rs.2,000/- as bribe, for getting prepared the pattadar pass book on his mother's name and for family members certificate. He pleaded saying that he could not give that much amount, for which the Village Revenue Officer Sri M.S.Venkata Prasad, finally reduced the bribe amount to Rs.1,400/- for issuing pattadar pass book and family members certificate. The Village Revenue Officer also asked him not to come to him without the bribe amount. As there was no other go, he agreed to pay the bribe amount, for which the Village Revenue Officer, Sri M.S.Venkata Prasad asked him to come to the Office of the Tahsildar, Bukkarayasamudram Mandal in the morning of 02-07-2009 and pay the bribe amount of Rs.1,400/-. He was not willing to pay the bribe amount. But the Village Revenue Officer Sri M.S.Venkata Prasad would not give him the pattadar pass book and family members certificate unless he gives the bribe amount. Hence, he requested to trap the Village Revenue Officer Sri M.S.Venkata Prasad while accepting Rs.1,400/- as bribe from him and punish him as per law and make him obtain the family members certificate and pattadar pass book in his mother's name;

3. And whereas, after completing all the legal formalities and after due verification about the antecedents of Sri M.S.Venkata Prasad and the genuineness of the complaint, on 02-07-2009 at 08:00 hours, Sri S.Jawahar Basha, Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur, registered the said complaint as a case in Cr.No.08/RCT-ATP/09 under section 7 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and took up the investigation. After completing all legal formalities in pre-trap proceedings, the Deputy Superintendent of Police, Anti-Corruption Bureau, organized a trap;

4. And whereas, it is further alleged that during the course of trap on 02-07-2009 at about 10:45 hours, the trap party received the pre-arranged signal from Sri G.Adeppa, that Sri M.S.Venkata Prasad, demanded and accepted the bribe amount of Rs.1,400/- for doing an official favour of processing the family members certificate and for carrying out mutations in the Pattadar Pass Book in the name of Smt.G. Laxmamma, mother of Sri G.Adeppa in the premises of the Office of the

Tahsildar, i.e. to the eastern side of the office building within the compound of the Office of the Tahsildar, Bukkarayasamudram Mandal, Anantapur District. The Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur along with the mediators and other team members reached the said spot. During the post-trap proceedings, Sri M.S. Venkata Prasad, Village Revenue Officer voluntarily stated before the mediators that he had taken the bribe amount of Rs.1,400/- from Sri G.Adeppa and kept it in his right side hip pant pocket. The right hand fingers of Sri M.S.Venkata Prasad, Village Revenue Officer and the inner linings of the right side hip pant pocket of Sri M.S.Venkata Prasad, where the tainted amount was kept by him, yielded positive results, when subjected to sodium carbonate test. The tainted currency of Rs.1,400/- was seized from the possession of Sri M.S.Venkata Prasad, Village Revenue Officer at his instance in the presence of the mediators. The currency note numbers and denomination mentioned in the pre-trap proceedings were tallied. All the relevant files and the material objects were seized under cover of post-trap proceedings, in the presence of the mediators;

5. And whereas, the aforesaid acts of Sri M.S.Venkata Prasad, S/o.Late M.S.Satyanarayana Rao, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District constitute offences punishable under sections 7 and 13(2) read-with section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri M.S.Venkata Prasad, S/o.Late M.S.Satyanarayana Rao, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District from Government service, after fully and carefully examining the material i.e., copies of First Information Report, pre-trap proceedings, post-trap proceedings, gist of statements of witnesses, final report of the Director General, Anti-Corruption Bureau and other documents, placed before them, in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri M.S.Venkata Prasad, S/o.Late M.S.Satyanarayana Rao, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District should be prosecuted in a competent Court of law, for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh, hereby accord sanction for prosecution of the said Sri M.S.Venkata Prasad, S/o.Late M.S.Satyanarayana Rao, Village Revenue Officer, Chennampalli Village, Bukkarayasamudram Mandal, Anantapur District for the aforesaid offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts, and for taking cognizance of the said offences, by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.